



Atty. Dkt. No. 081356-0207

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eiji MORI et al.
Title: ANTI-TRAIL-R ANTIBODY
Appl. No.: 10/721,763
Filing Date: 11/26/2003
Examiner: Unassigned
Art Unit: 1645

**TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed April 5, 2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

[X] Declaration and Power of Attorney (4 pages)

Any attached specification is a copy of the specification and any amendments thereto which were filed in the U.S. Patent and Trademark Office in order to obtain a filing date for the application.

[X] Return Copy of Notice to File Missing Parts

- ☒ Information Disclosure Statement, PTO/SB/08 and 16 references
- ☒ Supplemental Application Data Sheet
- ☒ Other: Copy of Preliminary Amendment, Formal Drawings, Substitute Sequence Listing, Marked-up Substitute Specification, Clean Substitute Specification, and copy of stamped postcard for filing made November 28, 2003.

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims		Rate	Fee Totals			
Basic Fee					\$770.00	\$770.00			
Total Claims:	-	20	=	93	x	\$18.00	=	1674.00	
Independent ents:	9	-	3	=	6	x	\$86.00	=	\$516.00
If any Multiple Dependent Claim(s) present:				+	\$290.00	=	\$290.00		
Surcharge under 37 CFR 1.16(e) for late filing of Executed Declaration and late payment of filing fee				+	\$130.00	=	\$130.00		
				SUBTOTAL:	=	\$3,380.00			
[]	Small Entity Fees Apply (subtract ½ of above):				=	\$0.00			
				TOTAL FILING FEE:	=	\$3,380.00			
				TOTAL FEE	=	\$3,380.00			
Difference to pay:				-	\$0.00	-	\$3,380.00		

☒ Check in the amount of \$3,380.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

☐ Please charge Deposit Account No. 19-0741 in the amount of \$1,190.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

M. Clark M. A. W. W.

Reg No. 34,717

Date

June 7, 2004

By

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 672-5404

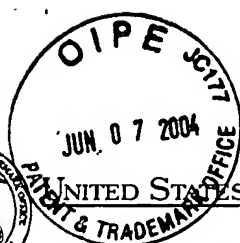
Facsimile: (202) 672-5399

Stephen A. Bent

Attorney for Applicant

Registration No. 29,768

for



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/721.763	11/26/2003	Eiji Mori	081356-0207

22428
FOLEY AND LARDNER
SUITE 500
3000 K STREET NW
WASHINGTON, DC 20007

CONFIRMATION NO. 6356

FORMALITIES LETTER



OC000000012268653

Date Mailed: 04/05/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

770.00
516.00
1674.00
290.00
130.00

A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:

- Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic

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01 FC:1001
02 FC:1201
03 FC:1202
04 FC:1203
05 FC:1051

reproduction by use of digital imaging and optical character recognition. Pages 2, 95, 96, 99, 100 are not in compliance with 37 CFR 1.52(a).

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - More than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.) (see 37 CFR 1.84(u)(1)). See Figure(s) 5a, 5c, 5e, 5g, 5i, 5k, 6, 9, 11a.
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1, 5i, 5k, 6, 9, 11a.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1652** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2552** for a Large Entity

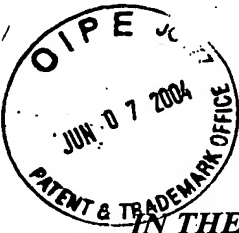
- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1652**

- \$516 for 6 independent claims over 3.
- \$846 for 47 total claims over 20.
- \$290 for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



Atty. Dkt. No. 081356-0207

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eiji MORI et al.
Title: ANTI-TRAIL-R ANTIBODY
Prior Appl. National Stage of PCT/JP02/04816
No.:
Filing Date: November 26, 2003
Examiner: Unassigned
Art Unit: Unassigned

TRANSMITTAL OF FORMAL DRAWINGS

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

ATTENTION: DRAWING REVIEW BRANCH

Sir:

Transmitted herewith are the formal drawings (34 sheets, Figures 1-4, 5a-5l, 6-10, 11a-b, 12a-12b, 13, 14a-14b, 15a-15b, 16a-16c, 17a-17f, 18a-18b, 19a-19b, and 20) for the above-identified application. The Official Draftsperson is respectfully requested to approve these drawings for entry into the application.

Respectfully submitted,

Date November 28, 2003

FOLEY & LARDNER
Customer Number: 22428
Telephone: (202) 672-5404
Facsimile: (202) 672-5399

By Stephen A. Bent

Stephen A. Bent
Attorney for Applicant
Registration No. 29,768



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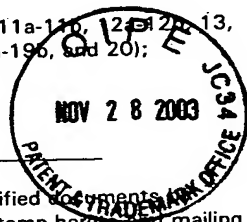
Title: ANTI-TRAIL-R ANTIBODY

Inventors: Eiji MORI et al.

Dkt. No. 081356-0207

Prior Appl. No.: National Stage of PCT/JP02/04816 SABE/daf/mag (11/28/03)

- Preliminary Amendment (4 pgs.);
- Transmittal of Formal Drawings (1 pg.)
- Formal Drawings (34 sheets, Figs. 1-4, 5a-5l, 6-10, 11a-11o, 12a-12p, 13, 14a-14b, 15a-15b, 16a-16c, 17a-17f, 18a-18b, 19a-19b, and 20);
- Substitute Sequence Listing (20 pgs.);
- Marked-up Substitute Specification (145 pgs.);
- Clean Substitute Specification (145 pgs.).



Commissioner for Patents:

Please acknowledge receipt of the above-identified documents by applying the U.S. Patent and Trademark Office receipt stamp hereto and mailing this card.

Respectfully,
Foley & Lardner

Due Date: N/A

L Bell